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*Attorneys for Cole Lusby*

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

COLE LUSBY,

Defendant.

CASE NO. 2:18-cr-00136-APG

**STIPULATION TO CONTINUE  
SENTENCING HEARING  
(First Request)**

IT IS HEREBY STIPULATED by and between Kathleen Bliss, Esq., counsel for Defendant Cole Lusby, and Elham Roohani, Assistant United States Attorney, that the Sentencing Hearing currently scheduled for June 1, 2021 at 1:30 p.m., be vacated and set to a date and time convenient to this Court but no sooner than 30 days.

The stipulation is entered for the following reasons:

1. On February 26, 2021, Mr. Lusby entered a plea of guilty to the superseding indictment charging him with failure to register as a sex offender in violation 18 U.S.C. § 2250(a). ECF No. 133.
2. Counsel for defendant represents to the Court and to government counsel that she was made aware of scheduling conflicts on Wednesday May 5, 2021, that affect his sentencing presentation to the Court. Specifically, the producer of a video about Mr. Lusby cannot be completed by the sentencing date. There also are additional matters related to Mr. Lusby that

counsel for him is pursuing, related to sentencing factors under 18 U.S.C. § 3553.

4. Defendant is not in custody and agrees to the proposed continuance.

3. Both parties agree to this continuance.

4. Denial of this request for a continuance would deny counsel for Mr. Lusby sufficient time to effectively and thoroughly prepare for sentencing, taking into account due diligence. Accordingly, a denial of this request for continuance could result in a miscarriage of justice.

Dated this 5<sup>th</sup> day of May 2021.

/s/ Elham Roohani  
ELHAM ROOHANI, ESQ.  
Assistant U.S. Attorney

/s/Kathleen Bliss  
KATHLEEN BLISS ESQ.  
Counsel for Cole Lusby

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,  
  
Plaintiff,  
  
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Defendant.

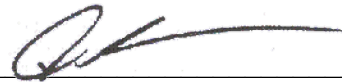
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**ORDER**

Based upon the stipulation of the parties, and good cause appearing, it is hereby ORDERED that Mr. Lusby's sentencing hearing set for June 1, 2021, be, and the same hereby is, VACATED.

IT IS FURTHER ORDERED that the sentencing hearing is reset for July 20, 2021, at the hour of 9:30 a.m. in courtroom 6C.

Dated this 6th day of May 2021.



THE HONORABLE ANDREW P. GORDON  
UNITED STATES DISTRICT JUDGE